

Naples City Council

June 24, 2010

Minutes

The regularly scheduled meeting of the Naples City Council was held June 24, 2010, at 7:30 p.m. at the Naples City Office, 1420 East 2850 South, Naples, Uintah County, Utah.

DATE, TIME & PLACE OF MEETING

Council members attending were Dean Baker, Robert Hall, Gordon Kitchen, Dennis Long, and Dan Olsen. Kenneth Reynolds was absent.

COUNCIL MEMBERS ATTENDING

Others attending were Connie Patton, Manny Escoto, Jim Harper, Chris Hoem, Craig Blunt and Nikki Kay.

OTHERS ATTENDING

Mayor Dean Baker welcomed everyone and called the meeting to order at 7:30 p.m. Mayor Baker opened the meeting with the pledge of allegiance and Gordon Kitchen offered the invocation.

OPENING CEREMONY

Mayor Baker asked if there were any changes or additions to the agenda. Mayor Baker wanted to add a discussion regarding the Justice Court under 'Other Matters'. Councilman Long wanted to add an agenda item under 'Future Council Matters,' and Nikki Kay had a matter to discuss regarding pavilion rental fees. Dennis Long **moved** to approve the agenda with those additions. Gordon Kitchen **seconded** the motion. The motion passed with all voting aye.

AGENDA APPROVED

Mayor Baker asked for approval of the minutes of June 10, 2010. Robert Hall **moved** to approve the minutes of June 10, 2010. Dan Olsen **seconded** the motion. The motion passed with all voting aye.

MINUTES APPROVED

Mayor Baker asked if anyone had any follow up questions from the June 10, 2010 meeting. Councilman Long wanted to know if Craig was able to determine if liens could be filed against a property owner's property tax for violation of the nuisance ordinance. Craig said he did not have information on that yet. Councilman Kitchen wanted to know about the hearing for Tuscan Condos. Craig told them the hearing has been postponed until August. He also wanted to know if any complaint was filed against the homeowner in High Country after the nuisance ordinance was adopted. Craig said a

FOLLOW UP ITEMS FROM PREVIOUS MEETING

complaint was filed and was found to be true. Councilman Kitchen wanted to know if the home owner was conducting a business. Craig said it's possible but would be hard to prove.

Connie Patton presented the bills in the amount of \$11,546.92 and requested an additional \$21,227.58 for insurance premiums due July 1. The total requested was \$32,774.50. Robert Hall **moved** to approve the expenditures as modified. Dennis Long **seconded** the motion. The motion passed with the following roll call vote:

Robert Hall	Aye
Dan Olsen	Aye
Dennis Long	Aye
Kenneth Reynolds	Absent
Gordon Kitchen	Aye

After approving the bills, Councilman Kitchen questioned the charge for passes to the landfill. Connie stated this was to pay for the free landfill coupons that were given to local residents with the last newsletter. A discussion ensued about offering the coupons again in the fall. Connie said she would check with the landfill and get back with the Council.

Resolution 10-227, a resolution setting the certified tax rate, was given to Council for their approval. Mayor Baker questioned Nikki Kay about the rate for last year. Nikki stated the rate for last year was .000345 and the calculated rate presented this year was .000355. Nikki said she spoke with Mike Wilkins at the County and he pointed out the loss in property tax because of reappraisals and he also noted the increase the City could have because of new growth. It was noted that the increase in the rate was due to new growth in the City. Council members discussed if they wanted to factor in the new growth in setting the rate and discussed a future truth in taxation hearing if they never factor in the new growth and leave the rate the same as last year. After the discussion, Robert Hall **moved** to approve Resolution 10-227 setting the certified tax rate at .000355. Dan Olsen **seconded** the motion. The motion passed with the following roll call vote:

Robert Hall	Aye
Dan Olsen	Aye
Dennis Long	Aye

APPROVAL OF THE BILLS

RESOLUTION 10-227 SETTING THE CERTIFIED TAX RATE

Kenneth Reynolds	Absent
Gordon Kitchen	Nay

Ordinance 10-120 establishing the salaries for elected and statutory officials was presented to the Council for their approval. Mayor Baker asked about the amount for his salary. It was noted that the salary reflected a decrease because of the change in status with the Chamber Board and the City no longer participating with that Board. Mayor Baker wanted to know if the Council wanted to divide that amount amongst the Council and take the 2.5% increase that was given to the employees. Council members did not want to do that but had no problem approving the 2.5% increase for the Mayor's position because of the extra meetings he attends for the City. Dennis Long **moved** to adopt Ordinance 10-120 with the changes discussed for the Mayor. Dan Olsen **seconded** the motion. The motion passed with the following vote:

Robert Hall	Aye
Dan Olsen	Aye
Dennis Long	Aye
Kenneth Reynolds	Absent
Gordon Kitchen	Aye

A travel request was presented to the City Council by Lieutenant Escoto. The request was for Lieutenant Escoto to attend a Children's Justice Center (CJC) sponsored training in Hawaii. Lieutenant Escoto explained that the CJC will pay approximately \$450 toward the cost of the training. The amount requested by Lieutenant Escoto to attend the training was approximately \$330. Dennis Long **moved** to approve up to \$400 for the training to account for fluctuations in airline tickets. Gordon Kitchen **seconded** the motion. The motion passed with the following vote:

Robert Hall	Aye
Dan Olsen	Aye
Dennis Long	Aye
Kenneth Reynolds	Absent
Gordon Kitchen	Aye

Jim Harper came before the Council and said Halliburton approached him and asked if the City could place a stop sign at the intersection of 1375 East 2000 South. Jim said the sign would be placed to stop traffic entering 2000 South from Savon Auto and JD Trucking. Chief Watkins included his recommendation to approve placement of the stop sign.

***ORDINANCE 10-120
ESTABLISHING SALARIES
FOR ELECTED AND
STATUTORY OFFICIALS***

***TRAVEL REQUEST FOR
POLICE DEPARTMENT***

***RECOMMENDATIONS
FOR INSTALLATION OF
STOP SIGN AT 1375 EAST
2000 SOUTH***

Dennis Long **moved** to approve the placement of a stop sign at 1375 E 2000 S. Robert Hall **seconded** the motion. The motion passed with all in attendance voting aye.

Jim Harper asked Council members to approve the purchase of a suction hose for the street sweeper. The amount requested was \$943 plus freight. Jim said this is the first time they have needed to replace the hose and it is used to help clean out the drain boxes. Dennis Long **moved** to approve up to \$1,000 for the hose. Dan Olsen **seconded** the motion. The motion passed with the following roll call vote:

Robert Hall	Aye
Dan Olsen	Aye
Dennis Long	Aye
Kenneth Reynolds	Absent
Gordon Kitchen	Aye

***PURCHASE OF HOSE FOR
STREET SWEEPER***

Craig Blunt asked for approval to purchase the 2009 building code manuals. Craig said this will finish up the building code manuals needed for this year. Councilman Long wanted to know why the books were 2009. Craig said it was because the changes made to the code were met with resistance and it has taken this long for them to be finalized. Gordon Kitchen **moved** to approve \$1,088 for the code inspector guides. Dennis Long **seconded** the motion. The motion passed with the following vote:

Robert Hall	Aye
Dan Olsen	Aye
Dennis Long	Aye
Kenneth Reynolds	Absent
Gordon Kitchen	Aye

***PURCHASE OF BUILDING
CODE MANUALS***

Craig Blunt presented the contract for an Energy Efficient Community Block Grant (EECBG) he applied for. He explained the grant would provide for new light fixtures at the City office and at the shop. Craig said he would be upgrading the lighting at both places with more energy efficient lights. Craig said the grant was approved for \$30,365 at the City and \$11,604 for the shop. Craig said he used the new stucco, doors and windows at the City office as the City's cost share for the grant. Dan Olsen **moved** to have the Mayor execute the EECBG contract and to accept the grant. Dennis Long **seconded** the motion. The motion passed with a roll call vote as follows:

***ENERGY EFFICIENCY
COMMUNITY BLOCK
GRANT (EECBG)***

Robert Hall	Aye
Dan Olsen	Aye
Dennis Long	Aye
Kenneth Reynolds	Absent
Gordon Kitchen	Aye

Council members were presented with a request for payment for work completed to date on the 500 South sewer stub outs. Craig said he does not have the cost breakdown for the work completed, only a total. Mayor Baker said he didn't see a problem with paying the invoice as long as the City does not go over the amount agreed to in the interlocal agreement. Gordon Kitchen **moved** to approve the 1st draw to Vernal City for the 500 South project in the amount of \$29,262.74. Robert Hall **seconded** the motion. The motion passed as follows:

***APPROVAL TO PAY
VERNAL CITY FOR 1ST
DRAW ON 500 SOUTH***

Robert Hall	Aye
Dan Olsen	Aye
Dennis Long	Aye
Kenneth Reynolds	Absent
Gordon Kitchen	Aye

A purchasing policy and ordinance was given to the Council at a previous meeting. Mayor Baker asked the Council if they had time to review it and if they were ready to make a decision on it. Mayor Baker's only concern was the requirement of having Craig review any purchase over \$5,000. Mayor Baker said as a matter of courtesy the department heads should pass it by Craig. Mayor Baker wondered if the amount required for approval needed to be higher than \$5,000. Craig said he just wanted to make sure the state guidelines were adhered to. Councilman Olsen felt it was okay to leave the amount at \$5,000 because those types of purchases do not happen very often. Dennis Long **moved** to accept the purchasing policy and to adopt Ordinance 10-121 as part of the purchasing policy. Dan Olsen **seconded** the motion. The motion passed with the following roll call vote:

***PURCHASING POLICY
AND ORDINANCE 10-121***

Robert Hall	Aye
Dan Olsen	Aye
Dennis Long	Aye
Kenneth Reynolds	Absent
Gordon Kitchen	Aye

Mayor Baker asked the Council for their input on submitting

OTHER MATTERS

a proposal to the County Commissioners on using the new Safety Complex to hold Justice Court hearings. Mayor Baker thought the new complex would provide better safety for court proceedings and also would make it easier on the officers so they did not have to transport prisoners. Mayor Baker said he spoke with Chief Watkins, Judge Petry and some of the County Commissioners about this. The Commissioners said they were favorable to the idea and the City could submit a proposal to them. Councilman Hall was concerned about the price getting out of hand. Mayor Baker said all they could do is submit the proposal and see what happens. Council members agreed to move forward with putting a proposal together.

Nikki Kay told the Council that she was asked by a representative from Rise, Inc. if the City would be willing to waive the fee to rent the pavilion. A discussion was held regarding nonprofit organizations using the pavilion at no charge. It was determined to bring the discussion back to a future meeting but to allow Rise, Inc. the use of the pavilion for no charge.

Councilman Long brought some concerns of property owners along 2500 South to the Council. Councilman Long said he was approached by several people who do not want 2500 South to have a turning lane all the way down. Most agreed that a turning lanes at the intersections were fine but they did not want a three-lane road all the way down. Mayor Baker said the purpose of the three lane road was to provide more safety for the residents who live along 2500 South while turning into their driveways. Councilman Long said the residents feel a wider road will only increase the speed of those traveling the road. Councilman Kitchen said including a turning lane on 2500 South because of future expansion shouldn't be an issue because the north side of 2500 South will never be expanded as long as the airport is there. Councilman Long said the residents along 2500 South feel they should have a say in the type of road constructed. The discussion was to build the road the same as submitted by the Engineers but to stripe it for foot and bike traffic along the edges and not to stripe it for a turning lane all the way down. Councilman Long said he wanted the Council to be aware of the resident's concerns in case they bring a petition to a future meeting.

With no other business before the Council, Gordon Kitchen **moved** to adjourn the meeting at 8:50 p.m. Robert Hall

MOTION TO ADJOURN

seconded the motion. The meeting was adjourned.

APPROVED BY COUNCIL ON THE 8th DAY OF JULY 2010

BY: _____

ATTEST: _____